IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY NINTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 6666 of 2005

Between:

1 Mohd. Mubeen Pasha, S/o. Sharfuddin,
Karatla Town, Karimnagar District.

2 M. Praveenkumr, S/o. Sriramulu,
R/o. Koratla town, Karimnagar District.

..... PETITIONERS

AND

1 The Karatla Municipality, Rep by its Commissionwer,
Koratla Town, Karimnagar District.

2 Thatikonda Omkar Keshav, S/o. Keshav Lakshman,
H.No. 1-3-356, Near Godam, Koratla Town, Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or direction more particularly one in the nature of Writ of Mandamus or any other appropriate writ order or direction declaring the action of the respondent No. 1 in not taking any action basing on the complaint dated 19-3-2005 filed by the petitioner against the illegal construction of the respondent No. 2 which is being made at premises no. 1-3-356, Godam Road, Karatla Town, Karimnagar District, Consequently direct the respondent no.1 to take necessary action against the respondent No. 2 regarding the illegal construction at premises no. 1-3-356 Godam Road, Koratla, Karimnagar District as per the provisions of the AP Municipalities Act

and to pass such other or orders.

Counsel for the Petitioners: MR.K.VENUMADHAV

Counsel for the Respondent No.1: MR.POLISETTI RADHAKRISHNA (SC FOR MPL)

Counsel for the Respondent No.2: --

This Court at the admission stage made the following :

O R D E R:

This writ petition is filed aggrieved by the alleged inaction on the part of the first respondent in taking action against the second respondent based on the representation dated 19-03-2005 submitted by the petitioners complaining that the second respondent has been illegally and unauthorisedly making constructions at the premises No.1-3-356, Godam Road, Koratla town, Karimnagar District.

Having heard the learned Counsel for the petitioners and the learned Standing Counsel appearing for the first respondent and upon a perusal of the material on record, without expressing any opinion as to the correctness of the allegations made by the petitioners, the writ petition is disposed of with a direction to the first respondent to consider the representation dated 19-03-2005 submitted by the petitioners and to pass appropriate orders, in accordance with law, after affording due opportunity to the second respondent to rebut the allegations as to the unauthorised constructions. Such an exercise shall be completed as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order. No costs.

(**G. ROHINI, J**)

Date: 29-03-2005

Note:

Issue CC in three days.

B/o

ghn

To

1 The Commissioner, Karatla Municipality, Koratla Town,

Karimnagar District.

2 One CC to MR.POLISETTI RADHAKRISHNA (SC FOR MPL)

3 Two CD copies.